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Filing date: **10/30/2008**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92049919
Party	Plaintiff NextWave Broadband Inc.
Correspondence Address	Todd S. Bontemps Cooley Godward Kronish LLP 5 Palo Alto Square, 3000 El Camino Real Palo Alto, CA 94306 UNITED STATES trademarks@cooley.com
Submission	Motion for Default Judgment
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Date	10/30/2008
Attachments	Motion for Default Judgment Against NexWave Solutions SA.pdf ( 3 pages ) (44387 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE  
TRADEMARK TRIAL AND APPEAL BOARD**

**In the matter of Registration:**

Registration Nos.: 2,927,112 and 3,280,262  
Registered: February 22, 2005 and August 14, 2007, respectively.  
Registrant: Nexwave Solutions, SA  
Mark: NEXWAVE

<b>NEXTWAVE BROADBAND, INC.,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	Cancellation No. 92049919
<b>v.</b>	)	
	)	
<b>NEXWAVE SOLUTIONS, SA</b>	)	
	)	
<b>Registrant.</b>	)	

Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

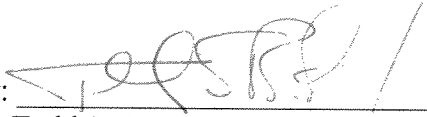
**MOTION FOR DEFAULT JUDGMENT**

Petitioner NextWave Broadband, Inc., (“Petitioner”) moves for an entry of a default judgment pursuant to 37 C.F.R. §2.114(a) and TBMP §508 based on Registrant Nexwave Solutions, SA’s (“Registrant’s”) failure to answer the Petition For Cancellation. Accordingly, Petitioner further requests that Registration Nos. 2,927,112 and 3,280,262 be cancelled. This motion is made on the grounds that the Petition For Cancellation was served on Registrant on September 9, 2008 and Registrant’s Answer to the Petition For Cancellation was due October 21,

2008. That due date has passed, and no Answer or other response to the Petition For Cancellation was filed by Registrant.

Respectfully submitted,  
COOLEY GODWARD KRONISH LLP

Date: October 30, 2008

By:   
\_\_\_\_\_  
Todd S. Bontemps  
Attorneys for Petitioner  
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CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2008, I mailed the foregoing **Motion for Default Judgment** to Counsel for Registrant and Registrant by depositing a true and correct copy of the same with the United States Postal Service, Air Mail, postage prepaid, in an envelope addressed to:

John S. Egbert, Esq.  
Egbert Law Offices  
412 Main Street, Fl. 7  
Houston, TX 77002

Nexwave Solutions, Societe Anonyme  
Le Serantue/BA.A. 130-140 Quaitlora Tristan  
Montpellier 34070  
FRANCE

Date: October 30, 2008

  
Cheryll Dung

Cancellation: 92049919  
Reg. Nos. 2,927,112 and 3,280,262